

UNITED STATES DISTRICT COURT
IN THE EASTERN DISTRICT OF PENNSYLVANIA

| | | |
|-------------------------|---|--------------|
| BOARHEAD FARM AGREEMENT | : | |
| GROUP, | : | |
| Plaintiff, | : | CIVIL ACTION |
| | : | |
| v. | : | NO. 02-3830 |
| | : | |
| ADVANCED ENVIRONMENTAL | : | |
| TECHNOLOGY CORPORATION, | : | |
| ET. AL. | : | |
| | : | |
| Defendants. | : | |

ORDER

AND NOW, this ____ day of _____, 2002, upon consideration of the Motion Of Plaintiff Boarhead Farm Agreement Group For An Extension Of Time To Serve Defendant Globe Wastech, Inc., it is hereby ORDERED that the Motion is GRANTED, and that Plaintiff is granted an extension of 120 days to serve Defendant Globe Wastech, Inc.

BY THE COURT:

J.

UNITED STATES DISTRICT COURT
IN THE EASTERN DISTRICT OF PENNSYLVANIA

BOARHEAD FARM AGREEMENT
GROUP,

Plaintiff,

v.

ADVANCED ENVIRONMENTAL
TECHNOLOGY CORPORATION,
ET. AL.

Defendants.

CIVIL ACTION

NO. 02-3830

FILED 10/16/02
4:00pm
FJM

**MOTION OF PLAINTIFF BOARHEAD FARM AGREEMENT GROUP FOR AN
EXTENSION OF TIME TO SERVE DEFENDANT GLOBE WASTECH, INC.**

Plaintiff Boarhead Farm Agreement Group ("Plaintiff"), by its undersigned counsel, hereby moves for an extension of time to serve a summons and complaint on Defendant Globe Wastech, Inc. ("Wastech"). In support of this motion, Plaintiff avers as follows:

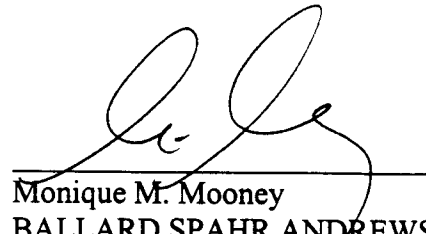
1. On June 18, 2002, Plaintiff filed a complaint naming Globe Disposal Co., Inc. ("Globe") as a defendant.
2. Thereafter, Plaintiff attempted to serve Globe with the summons and complaint.
3. On August 26, 2002, Plaintiff filed an amended complaint naming Wastech, successor-in-interest to Globe, as a defendant.
4. On August 27, 2002, Plaintiff sent a request for waiver of service ("Waiver") to Wastech at Lucon Road Skippack, PA, the address obtained from the Pennsylvania Secretary of State.
5. The post office returned the Waiver to Plaintiff marked "Not Deliverable As Addressed – Unable To Forward." (A copy of the envelope returned to Plaintiff is attached at Exhibit A).

6. Plaintiff believes that neither Globe nor Wastech is actively engaged in business.

7. Plaintiff has made diligent efforts to accomplish service on Globe and Wastech, including contacting the Secretary of State of Pennsylvania, conducting internet and telephone searches, researching corporate records and, most recently, hiring a private investigator to locate current or former officers of Globe and Wastech.

8. Pursuant to Federal Rule of Civil Procedure 4(m), Plaintiff must serve Defendant Wastech within 120 days after the filing of the complaint unless Plaintiff shows good cause for the failure.

WHEREFORE, Plaintiff respectfully requests that the Court grant Plaintiff an extension of 120 days to serve Defendant Wastech.



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(215) 864-8999

Date: October 16, 2002

CERTIFICATE OF SERVICE

I hereby certify that, on October 16, 2002, a true and correct copy of the foregoing Motion Of Plaintiff Boarhead Farm Agreement Group For An Extension Of Time To Serve Defendant Globe Wastech, Inc. was served by first class mail, postage prepaid, upon:

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United States of America, Department of Navy
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U.S. Department of Justice
Environmental & Natural Resources Division
Environmental Defense Section
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United States of America, Department of Navy

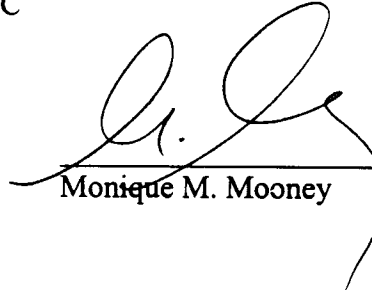
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Boarhead Corporation
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Upper Black Eddy
Bridgeton Township, PA 18972

Mr. Ivan Block
President, CEO
Crown Metro Inc.
315 Echelon Road
Greenville, SC

Dated: October 16, 2002



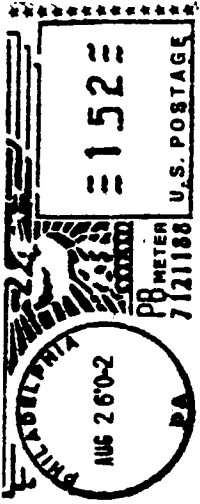
Monique M. Mooney

BALLARD SPAHR ANDREWS & INGERSOLL, LLP
1735 Market Street, 51st Floor
Philadelphia, PA 19103-7599

Globe-Wastech, Inc.
Lucon Road
Skippack, PA 19474

☐ A ☐ INSUFFICIENT ADDRESS
☐ C ☐ ATTEMPTED NOT KNOWN
☐ S ☐ NO SUCH NUMBER/STREET
☒ NOT DELIVERABLE AS ADDRESSED
- UNABLE TO FORWARD

RTS
RETURN TO SENDER



FILED 10/15/02
2:00 pm
FJM

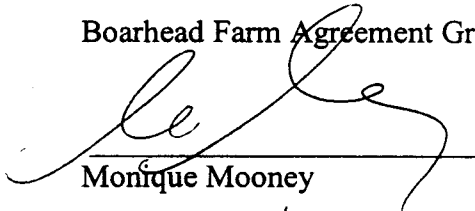
IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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| BOARHEAD FARM AGREEMENT GROUP, | : | |
| | : | |
| Plaintiff, | : | Civil Action No. 02-3850 |
| | : | |
| v. | : | |
| | : | |
| ADVANCED ENVIRONMENTAL | : | |
| TECHNOLOGY CORPORATION, ET AL., | : | |
| | : | |
| Defendants. | : | |

STIPULATION EXTENDING TIME TO RESPOND

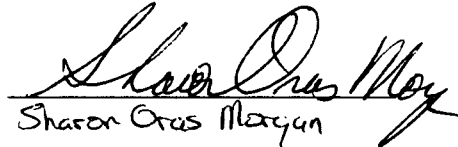
Plaintiff and defendant Simon Wrecking Company, Inc. ("Simon") hereby stipulate and agree that the time in which Simon shall answer, move, or otherwise plead in response to the Amended Complaint is extended fourteen days, until October 28, 2002.

Boarhead Farm Agreement Group


Monique Mooney

Date: 10/15/02

Simon Wrecking Company, Inc.


Sharon Ocas Morgan

Date: 10/14/02